November 1989

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Page 5b

~.	STATE New Mexico	
CITATION		CONDITION OR REQUIREMENT

d. Definition of dependency

The definition of dependency below is used to define dependent children, parents and siblings for purposes of deducting allowances under Section 1924:

Minor children of the couple under the age of 18, disabled adult children of the couple who meet the disability criteria of the Social Security Administration, and dependent siblings or parents of either member of the couple.

These other family members must reside with the community spouse.

The dependency requirements are met if either member of the couple could claim the individual as a dependent for tax purposes under the Internal Revenue Code.

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TN No 80-19 SUPPREEDES 89-16 Revision: HCFA-PM-92-1

(MB) FEBRUARY 1992

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STATE	PLAN	UNDER	TITLE	XIX	OF	THE	SOCIAL	SECURITY	ACT
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State: NEW MEXICO

ELIGIBILITY CONDITIONS AND REQUIREMENTS

Citation(s)

Condition or Requirement

42 CFR 435.711 435.721, 435.831

C. Financial Eligibility

For individuals who are AFDC or SSI recipients, the income and resource levels and methods for determining countable income and resources of the AFDC and SSI program apply, unless the plan provides for more restrictive levels and methods than SSI for SSI recipients under section 1902(f) of the Act, or more liberal methods under section 1902(r)(2) of the Act, as specified below.

For individuals who are not AFDC or SSI recipients in a non-section 1902(f) State and those who are deemed to be cash assistance recipients, the financial eligibility requirements specified in this section C apply.

Supplement 1 to ATTACHMENT 2.6-A specifies the income levels for mandatory and optional categorically needy groups of individuals, including individuals with incomes related to the Federal income poverty level--pregnant women and infants or children covered under sections 1902(a)(10)(A)(i)(IV), 1902(a)(10)(A)(i)(VI), 1902(a)(10)(A)(i)(VII), and 1902(a)(10)(A)(ii)(IX) of the Act and aged and disabled individuals covered under section 1902(a)(10)(A)(ii)(X) of the Act--and for mandatory groups of qualified Medicare beneficiaries covered under section 1902(a)(10)(E)(i) of the Act.

HCFA 179

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HCFA--PM-95-7 (MR)

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State:	New Mexico	

Citation Condition or Requirement

- Supplement 2 to ATTACHMENT 2.6-A specifies the resource levels for mandatory and optional categorically needy poverty level related groups, and for medically needy groups.
- Supplement 7 to ATTACHMENT 2.6-A specifies the income levels for categorically needy aged, blind and disabled persons who are covered under requirements more restrictive than SSI.
- Supplement 4 to ATTACHMENT 2.6-A specifies the methods for determining income eligibility used by States that have more restrictive methods than SSI, permitted under section 1902(f) of the Act.
- Supplement 5 to ATTACHMENT 2.6-A specifies the methods for determining resource eligibility used by States that have more restrictive methods than SSI, permitted under section 1902(f) of the Act.
- Supplement 8a to ATTACHMENT 2.6-A specifies the methods for determining income eligibility used by States that are more liberal than the methods of the cash assistance programs, permitted under section 1902(r)(2) of the Act.
- Supplement 8b to ATTACHMENT 2.5-A specifies the methods for determining resource eligibility used by States that are more liberal than the methods of the cash assistance programs, permitted under section 1902(r)(2) of the Act.
- Supplement 14 to ATTACHMENT 2.6-A specifies income levels used by States for determining eligibility of Tuberculosis-infected individuals whose eligibility is determined under \$1902(z)(1) of the Act.

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HCFA 179 __ 95-14

TN No. 6/5-14
Supersedes 9/-19 Approval Date 12/14/95 Refective Date 10/01/95
TN No.

FEBRUARY 1992

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT NEW MEXICO State: ELIGIBILITY CONDITIONS AND REQUIREMENTS Citation(s) Condition or Requirement 1902(r)(2) 1. Methods of Determining Income of the Act AFDC-related individuals (except for poverty level related pregnant women, infants, and children). In determining countable income for (1) AFDC-related individuals, the following methods are used: (a) The methods under the State's approved AFDC plan only; or The methods under the State's (b) approved AFDC plan and/or any more liberal methods described in Supplement 8a to ATTACHMENT 2.6-A. (2) In determining relative financial responsibility, the agency considers only the income of spouses living in the same household as available to spouses and the income of parents as available to children living with parents until the children become 21. (3) Agency continues to treat women 1902(e)(6) the Act eligible under the provisions of sections 1902(a)(10) of the Act as eligible, without regard to any changes in income of the family of which she is a member, for the 60-day period after her pregnancy ends and any remaining days in the month in which the 60th day falls. HCFA 179

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 .		XIX OF THE SOCIAL SECURITY ACT	
State:	NEW M	EXICO	
EL	IGIBILITY CONDI	TIONS AND REQUIREMENTS	
Citation(s)	Conditi	on or Requirement	
42 CFR 435.721 435.831, and 1902(m)(1)(B)(m)(4) and 1902(r)(2) of the Act	inco indi pove 1902	individuals. In determining of me for aged individuals, including viduals with incomes up to the rty level described in section (m)(1) of the Act, the following used:	ling aged Federal
	<u>x</u>	The methods of the SSI program more liberal methods described 8a to ATTACHMENT 2.6-A.	and/or any

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HCFA 179

TN No. 32-04 Supersedes TN No. 91-19 Revision: HCFA-PM-91-4 (BPD)

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AUGUST 1991			Page 8 OMB No.: 0938-	
State: _	NEW MEXIC	00		•
Citation		Condition or Requi	rement	
Citation	suppled than Single 1902(for to ATT) described without that Single 1902(for to ATT) described without that Single 1902(for to ATT) described without that Single 1902(for the ATT) described without the Single 1902(for the ATT) described wit the Single 1902(for the ATT) described with the Single 1902(for	dividuals other than ment recipients, more SI, applied under the of the Act, as spec ACHMENT 2.6-A; and an bed in Supplement 8a stitutional couples, section 1611(e)(5) of tional State suppleme 30, income methods moied in Supplement 4 toolal State supplement 1902(f) States and t section 1616 or 163 SSI methods only.	optional State restrictive restrictive reprovisions of ified in Supply more liberal to ATTACHMENT the methods spathe Act. nt recipients re liberal that of ATTACHMENT 2 nt recipients SSI criteria 5	methods f section lement 4 l methods 2.6-A pecified under an SSI, as 2.6-A. in States
	1	SSI methods and/or an than SSI described in ATTACHMENT 2.6-A.	y more liberal Supplement 8a	methods
		Methods more restrict than SSI. More restr described in <u>Suppleme</u> <u>2.6-A</u> and more libera in <u>Supplement 8a to A</u>	ictive methods nt 4 to ATTACH l methods are	are <u>MENT</u> described
	the age	ermining relative fin ency considers only t in the same househol s.	he income of s	spouses

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Page 9 OMB No.: 0938-

NEW MEXICO State:__ Citation Condition or Requirement 42 CFR 435.721 and c. Blind individuals. In determining countable 435.831 income for blind individuals, the following 1902(m)(1)(B), methods are used: (m)(4), and 1902(r)(2) of X The methods of the SSI program only. the Act SSI methods and/or any more liberal methods described in Supplement 8a to ATTACHMENT 2.6-A. For individuals other than optional State supplement recipients, more restrictive methods than SSI, applied under the provisions of section 1902(f) of the Act, as specified in Supplement 4 to ATTACHMENT 2.6-A, and any more liberal methods described in Supplement 8a to ATTACHMENT 2.6-A. For institutional couples, the methods specified under section 1611(e)(5) of the Act. For optional State supplement recipients under \$435.230, income methods more liberal than SSI, as specified in Supplement 4 to ATTACHMENT 2.6-A. For optional State supplement recipients in section 1902(f) States and SSI criteria States without section 1616 or 1634 agreements--SSI methods only. SSI methods and/or any more liberal methods than SSI described in Supplement 8a to ATTACHMENT 2.6-A. Methods more restrictive and/ or more liberal than SSI. More restrictive methods are described in Supplement 4 to ATTACHMENT 2.6-A and more liberal methods are described in Supplement 8a to ATTACHMENT 2.6-A.

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State:	NEW	MEXICO

Citation

Condition or Requirement

In determining relative responsibility, the agency considers only the income of spouses living in the same household as available to spouses and the income of parents as available to children living with parents until the children become 21.

42 CFR 435.721, and 435.831 1902(m)(1)(B), (m)(4), and 1902(r)(2) of the Act

- d. <u>Disabled individuals</u>. In determining countable income of disabled individuals, including individuals with incomes up to the Federal poverty level described in section 1902(m) of the Act the following methods are used:
 - _X The methods of the SSI program.
 - SSI methods and/or any more liberal methods described in <u>Supplement 8a to ATTACHMENT</u> 2.6-A.
 - For institutional couples: the methods specified under section 1611(e)(5) of the Act.
 - For optional State supplement recipients under \$435.230: income methods more liberal than SSI, as specified in Supplement 4 to ATTACHMENT 2.6-A.
 - For individuals other than optional State supplement recipients (except aged and disabled individuals described in section 1903(m)(1) of the Act): more restrictive methods than SSI, applied under the provisions of section 1902(f) of the Act, as specified in Supplement 4 to ATTACHMENT 2.6-A; and any more liberal methods described in Supplement 8a to ATTACHMENT 2.6-A.

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NEW MEXICO

State:	
Citation	Condition or Requirement
	For optional State supplement recipients in section 1902(f) States and SSI criteria States without section 1616 or 1634 agreements
	SSI methods only.
	SSI methods and/or any more liberal methods than SSI described in <u>Supplement 8a to</u> <u>ATTACHMENT 2.6-A</u> .
	Methods more restrictive and/or more liberal than SSI, except for aged and disabled individuals described in section 1902(m)(1) of the Act. More restrictive methods are

In determining relative financial responsibility, the agency considers only the income of spouses living in the same household as available to spouses and the income of parents as available to children living with parents until the children become 21.

described in <u>Supplement 4 to ATTACHMENT</u>
2.6-A and more liberal methods are specified

in Supplement 8a to ATTACHMENT 2.6-A.

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STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State:	NEW MEXICO		EXICO
	ELIGIBILITY	CONDI	TIONS AND REQUIREMENTS
Citation(s)	Co	nditi	on or Requirement
1902(1)(3)(E) and 1902(r)(2) of the Act	e.	child child sect and (1)	rty level pregnant women, infants, and dren. For pregnant women and infants or dren covered under the provisions of ions 1902(a)(10)(A)(i)(IV), (VI), and (VII), 1902(a)(10)(A)(ii)(IX) of the Act— The following methods are used in determining countable income: The methods of the State's approved AFDC plan. The methods of the approved title IV-E plan and/or any more liberal methods described in Supplement 8a to ATTACHMENT 2.6-A. The methods of the approved title IV-E plan and/or any more liberal methods described in Supplement 8a to ATTACHMENT 2.6-A.

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